

Amendment No. 1 to SB3628

Yager
Signature of Sponsor

AMEND Senate Bill No. 3628

House Bill No. 3021*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-221-208, is amended by adding the following as a new subsection thereto:

(d)

(1) Any private water company shall be required to bill customers on behalf of a county or municipal owned or operated sewer service.

(2) Any payment by a customer to a private water company that is insufficient to cover both the water and sewer user's fees shall be divided proportionally between the private water company and the county or municipality that owns or operates the sewer service.

(3) Rates charged by private water companies for billing customers for sewer service shall be determined by the Tennessee regulatory authority; provided that any annual increase in billing charges cannot exceed twenty-five percent (25%) from the previous year's billing charges.

(4) In a civil action against a private water company that fails to comply with this subsection (d), the court may grant relief as it deems appropriate, including any permanent or temporary injunction, or other equitable relief, and may award damages and attorneys fees to the municipality or county which brought the civil action.

(5) The provisions of this subsection (d) shall only apply in any county having a population of not less than three hundred thirty-six thousand four hundred (336,400) nor more than three hundred thirty-six thousand five hundred (336,500) according to the 2010 federal census or any subsequent federal census.

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(6) The provisions of this subsection (d) shall cease to be effective on July 1, 2014.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.